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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

ADEL AHMAD ZAZA; FATIMA ABU
RUMAN; ZAINA ZAZA; ANAS ZAZA,

Petitioners,

v.

ALBERTO R. GONZALES, Attorney
General,

Respondent.

No. 05-70350

Agency Nos. A71-580-085

A71-580-086

A71-580-087

A71-580-088

MEMORANDUM^{*}

On Petition for Review of an Order of the
Board of Immigration Appeals

Submitted November 8, 2005^{**}

Before: WALLACE, LEAVY, and BERZON, Circuit Judges

Adel Ahmad Zaza, a native of Syria and a citizen of Jordan, and his family petition for review of the Board of Immigration Appeals' decision adopting and affirming the immigration judge's decision to deny their motion to reopen. The

^{*} This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

^{**} This panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

petitioners seek to apply for suspension of deportation pursuant to the class action settlement approved in *Barahona-Gomez v. Ashcroft*, 243 F. Supp. 2d 1029 (N.D. Cal. 2002). As the Board and the immigration judge concluded, the petitioners are not members of the *Barahona-Gomez* class because they did not seek suspension of deportation until after March 31, 1997. *See Sotelo v. Gonzales*, No. 03-74083, slip op. 14449, 14456-57 (9th Cir. Oct. 21, 2005). We therefore deny the petition for review.

PETITION DENIED.